

## 2003 DRAFTING REQUEST

### Bill

Received: 02/04/2003

Received By: tfast

Wanted: Soon

Identical to LRB:

For: Mark Pettis (608) 267-2365

By/Representing: Self

This file may be shown to any legislator: NO

Drafter: tfast

May Contact:

Addl. Drafters:

Subject: Transportation - traffic laws

Extra Copies: PJH, ARG, MES - 1

Submit via email: YES

Requester's email: Rep.Pettis@legis.state.wi.us

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Maximum speed limit on state trunk highways

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### Instructions:

If a portion of a state trunk highway (STH) runs through a village (incorporated or unincorporated) or town and has a maximum speed limit of 55 mph, village or town can require that maximum speed limit be reduced to 45 mph within that village or town if speed limit signs are paid for by the village or town

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tfast 03/20/2003	kgilfoy 03/20/2003					S&L
/1			jfrantze 03/21/2003		lemery 03/21/2003	sbasford 03/24/2003	S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jackcted</u>	<u>Required</u>
				_____		sbasford	
				_____		03/24/2003	
/2	tfast	kgilfoy	pgreensl	_____	amentkow	amentkow	
	04/03/2003	04/03/2003	04/03/2003	_____	04/03/2003	04/03/2003	

FE Sent For: At intro

<END>

03/24/2003 07:55:49 AM

Page 1

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/?	tfast 03/20/2003	kgilfoy 03/20/2003					S&L
/1		1/2 - 4/3 Kmg	jfrantze 03/21/2003		lemery 03/21/2003	sbasford 03/24/2003	

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

\_\_\_\_\_  
\_\_\_\_\_

sbasford  
03/24/2003

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1?	tfast	11-3/20 kmf	3/21	8/cph 3/21			

FE Sent For:

&lt;END&gt;

2003

Date (time)  
needed

MON. 3/24

LRB - 1936 1 1

BILL

TNF: King:

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the statutes; relating to: *the maximum speed limit on certain portions of the state trunk highway system.*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

*Analysis by the Legislative Reference Bureau*

If titles are needed in the analysis, in the component bar:

For the main heading, execute: . . . . . create → anal: → title: → head

For the subheading, execute: . . . . . create → anal: → title: → sub

For the sub-subheading, execute: . . . . . create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: . . . . . create → anal: → text

(Attached)

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

~~SECTION #.~~



## Analysis

Under current law, no person may drive a vehicle faster than the maximum speed limit provided by law. Unless a different maximum speed limit has been established by law, the maximum speed limit on the state trunk highway system is 55 miles per hour.

This bill provides that, on any portion of a state trunk highway having a maximum speed limit of 55 miles per hour that is within the limits of a village or town, the applicable village or town board may enact an ordinance reducing the <sup>maximum</sup> speed limit on the state trunk highway from 55 miles per hour to 45 miles per hour. Signs giving notice of the reduced maximum speed limit must be posted by the department of transportation (DOT) and the village or town must reimburse DOT for the costs of erecting and maintaining such signs. ¶ FE - S/L

Section #. 349.11 (2) (c) of the statutes is amended to read:

349.11 (2) (c) ~~Modify~~ the statutory speed limit on more than 2,000 miles of state trunk highways. The first mile outside of and immediately adjacent to any incorporated municipality shall not be counted in computing such 2,000 miles. This paragraph does not apply to freeways or to expressways, as defined in s. 346.57 (1) (ag) and (am).

History: 1971 c. 38; 1973 c. 157; 1975 c. 25; 1977 c. 29 s. 1654 (8) (a); 1977 c. 30 s. 5; 1977 c. 67, 203, 418; 1979 c. 213; 1983 a. 54; 1985 a. 182 s. 57; 1987 a. 17, 219; 1989 a. 31; 1993 a. 376; 1995 a. 318; 1999 a. 85.

Subject to par. (d), modify

SECTION #. CR; 349.11 (2)(d)

349.11 (2)(d) Increase a speed limit modified by a village or town board for a portion of the state trunk highway system under sub. (11).

Section #. 349.11 (3) (c) of the statutes is amended to read:

subs.

349.11 (3) (c) Modify any existing speed limit without the consent of the department except to reduce the speed limit as provided under ~~sub. (10)~~, or to increase the speed limit stated in s. 346.57 (4) (e), (f) or (g), or to reduce by 10 miles per hour or less the speed limit stated in s. 346.57 (4) (a), (b) or (d) to (j), or to reduce by 15 miles per hour or less the speed limit stated in s. 346.57 (4) (k).

✓  
and  
(11)

Whenever department approval is required, no signs giving notice of a modification of the speed limit may be erected until such approval has been received.

**History:** 1971 c. 38; 1973 c. 157; 1975 c. 25; 1977 c. 29 s. 1654 (8) (a); 1977 c. 30 s. 5; 1977 c. 67, 203, 418; 1979 c. 213; 1983 a. 54; 1985 a. 182 s. 57; 1987 a. 17, 219; 1989 a. 31; 1993 a. 376; 1995 a. 318; 1999 a. 85.

Section #. 349.11 (5) of the statutes is amended to read:

subs.

and (11) ✓

349.11 (5) Except as provided in ~~sub. (10)~~, the department and local authorities shall place and maintain upon all highways, where the speed limit is modified by them pursuant to this section, standard signs giving notice of such speed. All speed limit signs so erected shall conform to the rules of the department.

**History:** 1971 c. 38; 1973 c. 157; 1975 c. 25; 1977 c. 29 s. 1654 (8) (a); 1977 c. 30 s. 5; 1977 c. 67, 203, 418; 1979 c. 213; 1983 a. 54; 1985 a. 182 s. 57; 1987 a. 17, 219; 1989 a. 31; 1993 a. 376; 1995 a. 318; 1999 a. 85.

(END)

LPS:

→ SORT; out-of-order

→ 349.11

SECTION #. CR; 346.57(11)

349.11

346.57(11)

~~§ Village and town limits~~

Notwithstanding any speed limits

346.57,

~~§~~

imposed under this section or under s. 346.57,

a village or town board may, by ordinance, reduce

by 10 miles per hour the speed limit stated in

~~sub~~ → s. 346.57

~~s. 346.57~~ (4)(h) with respect to any portion of the

state trunk highway system located within the limits

of the village or town and having the speed limit

~~sub~~ → s. 346.57

stated in ~~s. 346.57~~ (4)(h). No departmental approval

is required for modification of a speed limit under

this subsection. The department shall place and

maintain, upon any portion of the state trunk highway

system where the speed limit is modified under this

subsection, official signs giving notice of such speed limit.

Notwithstanding s. 84.07(1), the applicable village or

town shall reimburse the department for the costs of

erecting and maintaining such signs.

**Basford, Sarah**

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**From:** Pettis, Mark  
**Sent:** Friday, March 21, 2003 9:22 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 03-1936/1 Topic: Maximum speed limit on state trunk highways

It has been requested by <Pettis, Mark> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-1936/1 Topic: Maximum speed limit on state trunk highways

## Emery, Lynn

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**From:** Emery, Lynn  
**Sent:** Thursday, April 03, 2003 9:06 AM  
**To:** Colvin, Alan  
**Subject:** LRB-1936/1 (attached as requested)



03-1936/1

Lynn Emery  
Program Assistant  
Legislative Reference Bureau  
608-266-3561  
lynn.emery@legis.state.wi.us

WANTED TODAY  
THURS. 4/3

## 2003 BILL

- 1 AN ACT *to amend* 349.11 (2) (c), 349.11 (3) (c) and 349.11 (5); and *to create* 349.11  
2 (2) (d) and 349.11 (11) of the statutes; **relating to:** the maximum speed limit  
3 on certain portions of the state trunk highway system.

---

***Analysis by the Legislative Reference Bureau***

Under current law, no person may drive a vehicle faster than the maximum speed limit provided by law. Unless a different maximum speed limit has been established by law, the maximum speed limit on the state trunk highway system is 55 miles per hour.

This bill provides that, on any portion of a state trunk highway having a maximum speed limit of 55 miles per hour that is within the limits of a village or town, the applicable village or town board may enact an ordinance reducing the maximum speed limit on the state trunk highway from 55 miles per hour to 45 miles per hour. Signs giving notice of the reduced maximum speed limit must be posted by the Department of Transportation (DOT) and the village or town must reimburse DOT for the costs of erecting and maintaining such signs.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***



**BILL**

1       **SECTION 1.** 349.11 (2) (c) of the statutes is amended to read:

2       349.11 (2) (c) ~~Modify Subject to par. (d), modify~~ the statutory speed limit on  
3 more than 2,000 miles of state trunk highways. The first mile outside of and  
4 immediately adjacent to any incorporated municipality shall not be counted in  
5 computing such 2,000 miles. This paragraph does not apply to freeways or to  
6 expressways, as defined in s. 346.57 (1) (ag) and (am).

7       **SECTION 2.** 349.11 (2) (d) of the statutes is created to read:

8       349.11 (2) (d) Increase a speed limit modified by a village or town board for a  
9 portion of the state trunk highway system under sub. (11).

10       **SECTION 3.** 349.11 (3) (c) of the statutes is amended to read:

11       349.11 (3) (c) Modify any existing speed limit without the consent of the  
12 department except to reduce the speed limit as provided under ~~sub.~~ subs. (10) and  
13 (11), or to increase the speed limit stated in s. 346.57 (4) (e), (f) or (g), or to reduce by  
14 10 miles per hour or less the speed limit stated in s. 346.57 (4) (a), (b) or (d) to (j), or  
15 to reduce by 15 miles per hour or less the speed limit stated in s. 346.57 (4) (k).  
16 Whenever department approval is required, no signs giving notice of a modification  
17 of the speed limit may be erected until such approval has been received.

18       **SECTION 4.** 349.11 (5) of the statutes is amended to read:

19       349.11 (5) Except as provided in ~~sub.~~ subs. (10) and (11), the department and  
20 local authorities shall place and maintain upon all highways, where the speed limit  
21 is modified by them pursuant to this section, standard signs giving notice of such  
22 speed. All speed limit signs so erected shall conform to the rules of the department.

23       **SECTION 5.** 349.11 (11) of the statutes is created to read:

24       349.11 (11) Notwithstanding any speed limits imposed under this section or  
25 under s. 346.57, a village or town board may, by ordinance, reduce by 10 miles per

**BILL**

1 hour the speed limit stated in s. 346.57 (4) (h) with respect to any portion of the state  
2 trunk highway system located within the limits of the village or town and having the  
3 speed limit stated in s. 346.57 (4) (h). No departmental approval is required for  
4 modification of a speed limit under this subsection. The department shall place and  
5 maintain, upon any portion of the state trunk highway system ~~where~~ the speed limit  
6 is modified under this subsection, official signs giving notice of such speed limit.  
7 Notwithstanding s. 84.07 (1), the applicable village or town shall reimburse the  
8 department for the costs of erecting and maintaining such signs.

(END)

D-NOTE

where

LRB-1936/2dn  
TNF: King

DRAFTER'S NOTE

ATTN: Al Colvin

This bill is identical to LRB-1936/1, except that "were" is changed to "where" in the penultimate sentence of proposed s. 349.11 (11) so as to read "any portion of the state trunk highway system where the speed limit is modified...." &

TNF

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1936/2dn  
TNF:kmg:pg

April 3, 2003

ATTN: Al Colvin

This bill is identical to LRB-1936/1, except that "were" is changed to "where" in the penultimate sentence of proposed s. 349.11 (11) so as to read " any portion of the state trunk highway system where the speed limit is modified...."

Timothy N. Fast  
Senior Legislative Attorney  
Phone: (608) 266-9739  
E-mail: [tim.fast@legis.state.wi.us](mailto:tim.fast@legis.state.wi.us)